

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.12837 OF 2005

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ORDER:

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Heard both sides and perused the material on record.

The petitioner, who claims to be a resident of Old Ootalanka, Rajahmundry, filed this writ petition, seeking a declaration that the action of the respondents 1 and 3, in permitting the respondents 4 and 5, to set up a Petrol Bunk in Sy.No.27/1A1, to an extent of 716 sq. yards situated at Old Ootalanka, Rajahmundry, as arbitrary and illegal.

The petitioner contends that the site in question, which is adjacent to A.P. Paper Mills, is not suitable for locating a Retail Outlet. It is pleaded that High Tension power lines are passing over the site and there is every possibility of explosions, which may result in damage to the lives of the residents. It is alleged that the 1st respondent without application of mind to all the said aspects, and overlooking the safety measures, issued No Objection Certificate, in pursuance of which, the respondents 4 and 5 are proceeding to set up the Retail Outlet.

Having regard to the nature of the controversy involved, I deem it appropriate to dispose of the writ petition granting liberty to the petitioner to make an appropriate representation before the 1st respondent raising all objections. If such a representation is made within four weeks from today, the same shall be considered by the 1st respondent, and appropriate orders be passed in accordance with law.

The writ petition is accordingly disposed of. No costs.

(G. ROHINI, J.)

8th December, 2005.

Kgr.

THE HON'BLE Ms. JUSTICE G. ROHINI

WRIT PETITION No.12837

8th December, 2005.

Between:

Gosala Rajababu. .. Petitioner.

And

The District Collector,
East Godavari District and
four others. .. Respondents.